

**City of Westwood, Kansas**  
**Regular City Council Meeting**  
**4700 Rainbow Boulevard**  
**February 13, 2020 – 7:00 p.m.**

Council Present: David E. Waters, Mayor  
Jeff Harris, Council President  
Lisa Cummins, Councilmember  
Jason Hannaman, Councilmember  
Laura Steele, Councilmember  
Holly Wimer, Councilmember

Council Absent: None

Staff Present: Fred Sherman, CAO/City Clerk  
Greg O'Halloran, Chief of Police  
John Sullivan, Director of Public Works  
Charles Mills, City Treasurer  
Ryan Denk, City Attorney

**Call to Order**

Mayor David E. Waters called the meeting to order at 7:00 p.m. on February 13, 2020. The City Clerk called the roll. A quorum was present.

**Comment on Non-Agenda Items**

Chris Burns, 2513 W 48<sup>th</sup> Terrace, thanked the Mayor and staff for agreeing to meet with him regarding the new street lights in Westwood.

James Donovan, 3009 W 51<sup>st</sup> Street, said he has taken measurements of the new street lights and surveyed residents on his street about them and provided his findings to the Governing Body.

**Approval of Meeting Minutes**

Motion by Councilmember Harris to approve the January 9, 2020 Council Meeting Minutes with suggested changes. Second by Councilmember Cummins. Motion carried by a 5-0 voice vote.

Motion by Councilmember Harris to approve the February 8, 2020 Council Work Session notes with as submitted. Second by Councilmember Cummins. Motion carried by a 5-0 voice vote.

**City Treasurer's Report**

**Approval of Financial Statement –January 2020**

Mr. Mills referred to the Treasurer's Report and offered to answer any questions. January 2020 revenues for the general fund were in the amount of \$563,729 and expenses for the month were in the amount of \$286,211 with an increase of \$297,518 in the fund balance.

**Appropriation Ordinance 711**

Motion by Councilmember Cummins to approve appropriation ordinance #711 in the amount of \$616,512.65. Second by Councilmember Hannaman. Motion carried by a 5-0 voice vote.

## **City Attorney Report**

### **A. General obligation Bonds – Go To Market Resolution**

The proposed resolution represents the next step in financing the street and storm water improvements that were outlined with the new 0.5% special sales tax measure that the Westwood voters approved via a mail-in ballot on May 1, 2018, and then were constructed this past year. Proceeds from the sale of a final general obligation improvement bonds will be utilized to pay off the temporary financing notes that was secured in February of 2019 per Westwood resolution no. 71-2019. The temporary note proceeds were utilized to pay for the on-going construction costs of the infrastructure improvements that were completed in summer and fall of 2019.

This resolution will authorize to offer at competitive public sale the Issuer's General Obligation Bonds, Series 2020A (the "Bonds") as described in the Summary Notice of Bond Sale, which will be prepared by Bond Counsel in conjunction with the Municipal Advisor and appropriate staff and other officials. (the "Notice of Bond Sale").

The resolution authorizes that a Preliminary Official Statement relating to the Bonds will be prepared. It also dictates that a Summary Notice of Bond sale will be published in a newspaper of general circulation in Johnson County, Kansas, and the Kansas Register, and information items will be distributed regarding the Notice of Bond Sale and Preliminary Official Statement to prospective purchasers of the Bonds. Bidding for the final bond sale is slated to take place on Thursday, March 12, 2020. The Governing Body at its March 2020 meeting will review the bids and award the sale of the Bonds at that time.

Motion by Councilmember Hannaman to pass resolution no.78-2020 authorizing the offering for sale of General Obligation Improvement Bonds, Series 2020A, of the City of Westwood, Kansas. Second by Councilmember Wimer. Motion passed by a 5-0 voice vote.

## **Administrative Report**

### **A. United Community Service 2020 JO Co Community Housing Study**

United Community Service is spearheading an effort to collaborate on a Johnson County-wide Community Housing Study and Task Force facilitation process. These initiatives align with a number of efforts in the county, including UCS Johnson County Health Equity Network efforts, strategic plan initiative from a number of the municipalities in the county, and the work force housing economic development pilot project that was sponsored by the National League of Cities (NLC) for the First Suburbs Coalition (FSC) of the Mid-America Regional Council (MARC).

Motion by Councilmember Harris to approve a \$225 expense for the United Community Service of Johnson County 2020 Johnson County Community Housing Study. Second by Councilmember Steele. Motion passed by a 5-0 voice vote.

### **B. Easter Egg Scramble Vendor contracts**

The Community Easter Egg Scramble is scheduled to be held on Saturday, April 11 at 3:00 p.m. at Joe D. Dennis Park, 50th and Rainbow Blvd. A proposed contract with Creative Carnivals & Events, LLC for balloon artists was presented for the Council's consideration. Total cost is \$270.00.

Motion by Councilmember Wimer to authorize the Mayor to sign the vendor contract, subject the City Attorney review, for the Easter Egg Scramble event to be held on Saturday, April 11, 2020. Second by Councilmember Hannaman. Motion passed by 5-0 voice vote.

### **Public Safety Report**

Chief O'Halloran referred to the January 2020 Public Safety report and Court Report and offered to answer any questions.

### **Public Works Report**

Mr. Sullivan referred to the January 2020 Public Works report and offered to answer any questions.

### **A. Drug & Alcohol Testing Agreement**

The City of Westwood utilizes an outside vendor, Compliance One, for the administration and testing of employees with a commercial driver's license (CDL) for drugs and alcohol. The Federal Motor Carrier Administration (FMCSA) recently established the CDL Drug and Alcohol Clearinghouse (Clearinghouse). This new database contains information pertaining to violations of the U.S. Department of Transportation (DOT) controlled substances (drug) and alcohol testing program for holders of CDLs. The Clearinghouse rule requires FMCSA-regulated employers, medical review officers (MROs), substance abuse professionals (SAPs), consortia/third party administrators (C/TPAs), and other service agents to report to the Clearinghouse information related to violations of the drug and alcohol regulations in 49 Code of Federal Regulations, Parts 40 and 382 by current and prospective employees.

The Clearinghouse final rule requires the employers must query the Clearinghouse for current and prospective employees' drug and alcohol violations before permitting those employees to operate a commercial motor vehicle (CMV) on public roads. The Clearinghouse final rule also requires employers must annually query the Clearinghouse for each driver they currently employ.

The City of Westwood has utilized Compliance One for this service for several years. The revised contract and Clearinghouse addendum reflects the additional requirements in reporting to the new CDL Drug and Alcohol Clearinghouse.

Motion by Councilmember Hannaman to authorize the Mayor to execute the Drug and Alcohol Testing Agreement with Compliance One, Inc. Second by Councilmember Harris. Motion pass with a 5-0 voice vote.

### **B. MW/Westwood Hills Public Works Service Agreements**

Each year the Public Works Service Agreements with the City of Mission Woods and the City of Westwood Hills is reviewed and revised as needed. The hourly wages have been adjusted to reflect budgeted 2020 wages and benefit rates.

Motion by Councilmember Harris to authorize the Mayor to execute the Public Works Service Agreement Addendum's for FY 2020 for the City of Mission Woods and the City of Westwood Hills. Second by Councilmember Cummins. Motion passed by a 5-0 Voice vote.

### **C. 2020 UBAS Streets Project Engineering Contract**

A planned 2020 public works project includes the resurfacing of several streets in Westwood with an Ultra-thin Bonded Asphalt Surface (UBAS) paving surface. This is a preventative maintenance procedure that helps pavements last longer. Open graded hot mix asphalt is placed over polymer modified asphalt

emulsion through a special self-priming pump. Normal UBAS lift thickness can be anywhere from ½” to ¾” and this special membrane helps prevents water leakage with a superior bond to the old asphalt or concrete.

The proposed Engineering Contract with Lamp Rynearson, Inc. for engineering services for this resurfacing work. The scope of this contract includes design UBAS surface treatment and asphaltic concrete base repairs for Westwood streets; provide project manual for contractor bidding; and provide construction administration and construction observation services.

Motion by councilmember Hannaman to authorize the Mayor to execute an Engineering Services Contract with Lamp Rynearson, Inc. in an amount not to exceed \$11,098.00. Second by Councilmember Cummins. Motion passed by a 5-0 voice vote.

#### **D. Johnson county CARS 2020 Funding Agreement – Belinder Ave**

Belinder Ave is slated to be resurfaced in 2020 with an Ultra-thin Bonded Asphalt Surface (UBAS) paving surface. The engineering estimate of this work is about \$105,500. As a designated County Assistance Road System (“CARS”) Program road, this work on Blinder Ave qualifies for 50% financial assistance from Johnson County. Enclosed is the agreement for Johnson County CARS funding for the Belinder Ave work.

Motion by Councilmember Cummins to authorize the Mayor to execute the Agreement between Johnson County, Kansas, and the City of Westwood, Kansas, for the Public Improvement of Belinder Avenue from South City Limits to 47th Street. Second by Councilmember Wimer. Motion passed by a 5-0 voice vote.

### **Committee Reports**

#### **Administration & Compensation Committee**

Councilmember Hannaman said the committee met on January 22<sup>nd</sup> and the majority of the discussion during the meeting pertained to the bond issuance.

#### **Business & Community Affairs Committee**

Councilmember Cummins said the committee will be meeting on February 18<sup>th</sup> at 4:30 pm at City Hall to discuss upcoming city events.

#### **Public Safety Committee**

Councilmember Harris had nothing to report.

#### **Public Works Committee**

Councilmember Steele said the committee recently met and said it was helpful to get up to speed as a new Council member. Councilmember Steele said she is working with the committee to distribute a complete street ordinance draft for consideration and revisions by city staff.

#### **Parks & Recreation Committee**

Councilmember Wimer said the committee met on February 10<sup>th</sup> to discuss the parks & recreation calendar for the year. The Easter Egg Scramble is scheduled for Saturday, April 11<sup>th</sup>.

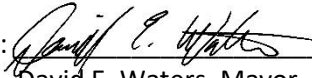
#### **Mayor’s Report**


Mayor Waters said he will be meeting with Mayor Kelly from Roeland Park the next day to visit about how the two cities can work together, where possible. On February 21<sup>st</sup> the 47<sup>th</sup> Street Committee will

be meeting at Westwood City Hall. Mayor Waters noted on March 7<sup>th</sup> the City will be holding a Coffee with the Community event at Conroy's from 8:30 am to 10:30 am.

**Adjournment**

Motion by councilmember Hannaman to adjourn the meeting. Second by Councilmember Harris. Motion passed by a 5-0 voice vote. The meeting adjourned at 8:12 pm.

APPROVED:  \_\_\_\_\_  
David E. Waters, Mayor

ATTEST:  \_\_\_\_\_  
Frederick L. Sherman, City Clerk